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IN THE HIGH COURT OF CHHATTISGARH AT

BILASPUR

Writ Petition NO. 4189 **/2003**

PETITIONER : Jagdish Prasad Patel, Aged 56 years
S/o Shri Chatur Singh Patel,
Uper Division Teacher Middle
School Jalgarh, Block and Tahsil Saraipali
District Mahasamund (C.G.)

P. R. No. 3953/03 H.C. Bsp.
Presented by Shri
dated 26.12.03

VERSUS

RESPONDENTS : 1. State of Chhattisgarh
Through Secretary
Department of Education
D.K.S. Bhawan, Raipur (C.G.)

2. District Education Officer
District Mahasamund (C.G.)

3. Block Education Officer
Block and Tahsil Saraipali
District Mahasamund (C.G.)

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Clerk to A. G. Bilaspur

शपथ आयुक्त
एस.के शुक्ला
बिलासपुर (छ.ग.)
बिलासपुर तहसील

WRIT PETITION U/A 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUE OF AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC. OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

(20)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4189 **सन्** 2003

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

13.02.2004

Shri L.C. Das, counsel for the petitioner.

Shri Ranbir Singh, Govt. Adv. for the State.

The petitioner has preferred this petition under Article 226 & 227 of the Constitution of India being aggrieved by the order dated 29.03.2003 whereby the petitioner's services were suspended on the ground that the petitioner stands convicted for the commission of the offence under Section 498-A read with Section 34 of the Indian Penal Code and Sections 3 & 4 of Dowry Prohibition Act by the Judicial Magistrate First Class, Saraipali.

Learned counsel for the petitioner submits that the petitioner has not been convicted so far and the case is still pending and the petitioner has been suspended on the wrong ground. He further submits that the petitioner may be allowed to make a detailed representation to respondent No.2 to which learned State counsel has no objection.

Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a detailed representation raising all his grievances within 30 days from today to respondent No.2 and in turn respondent No.2, after considering all the points raised by the petitioner, shall decide the representation within a period of another 30 days from the date of receipt of the same in an objective manner in accordance with the law.

With the above directions the petition stands disposed of.

Consequently M.W.P. No.3744/03 & I.A. No.12,112/03 stand disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge